

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

MARTY GILBERT,

Plaintiff,

v.

COUNTRY MUSIC ASSOCIATION,
INC., COUNTY MUSIC TELEVISION,
INC MTVN DIRECT, INC., CENTRAL
CITY PRODUCTIONS, INC.,
INTERNATIONAL ALLIANCE OF
THEATRICAL STAGE EMPLOYEES,
MOVING PICTURE TECHNICIANS,
ARTISTS AND ALLIED CRAFTS OF
THE UNITED STATES AND CANADA,
INTERNATIONAL ALLIANCE OF
THEATRICAL STAGE EMPLOYEES,
MOVING PICTURE TECHNICIANS,
ARTISTS AND ALLIED CRAFTS OF
THE UNITED STATES AND CANADA,
LOCAL 46,

Defendants.

NO. 3:09-0508
JUDGE HAYNES

ORDER

In accordance with the Memorandum filed herewith, the Plaintiff's motion to stay proceedings (Docket Entry No. 7) is **DENIED**; International Alliance of Theatrical Stage Employees motions to dismiss and Local 46's (Docket Entry Nos. 14 and 27) is **GRANTED**; (2) Defendants MTVN Direct, Inc.'s and Country Music Television's motion to dismiss; (Docket Entry No. 18) is **GRANTED**; (3) Defendant Central City's motion to dismiss (Docket Entry No. 35) is **DENIED as moot**; (4) International Alliance of Theatrical Stage Employees and Local 46's motion for leave to file a reply (Docket Entry No. 38) is **DENIED as moot**; (5) Plaintiff's


motion for extension of time to file response to reply (Docket Entry No. 41) is **DENIED** as **moot**; and (6) MTVN Direct, Inc., and Country Music Television's motion for sanction (Docket Entry No. 48) is **DENIED**; and Plaintiff's motion to file a second amended complaint (Docket Entry No. 56) is **DENIED**.

Accordingly, Plaintiff's claims under Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e et seq., are **DISMISSED with prejudice**. Plaintiff's claims under the Labor Relations Management Act ("LRMA"), 29 U.S.C. § 185 is **DISMISSED without prejudice**. Plaintiff's claims under 29 U.S.C. § 187 is **DISMISSED with prejudice**. Plaintiff's state law claims are **DISMISSED without prejudice** for lack of jurisdiction.

This is the Final Order in this action.

It is so **ORDERED**.

ENTERED this the 29th day of September, 2009.


WILLIAM J. HAYNES, JR.
United States District Judge